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**PATENT APPLICATION**

Serial No. 10/036,066

Atty. Docket No. 3936-011566

TECHNOLOGY CENTER 1600/2900

MAR 13 2002

RECEIVED

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Group Art Unit Not Yet Assigned :

In re application of :

**Scott L. DIAMOND** :

**PEPTIDE OR PROTEIN MICROASSAY  
METHOD AND APPARATUS**

Serial No. 10/036,066 :

Filed November 7, 2001 :

Examiner Not Yet Assigned :

Pittsburgh, Pennsylvania

January 23, 2002

**PETITION TO MAKE SPECIAL FOR NEW APPLICATION  
UNDER MPEP § 708.02, VIII**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant hereby petitions to make this new application, which has not received any examination by an Examiner, special.

All of the claims in this case are directed to a single invention. If the Office determines that all the claims presented are not obviously directed to a single invention, then Applicant will make an election without traverse as a prerequisite to the grant of special status.

02/05/2002 BNGUYEN1 00000043 10036066

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130.00 OP

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on January 23, 2002.

Kimberly N. Welday  
(Name of Registered Representative)

*Kimberly N. Welday*  
Signature

01/23/2002  
Date

Applicant's attorney, Barbara E. Johnson, completed a patentability search, upon which this Petition to Make Special is based, as reported in her opinion letter dated June 8, 2001. The June 8, 2001 patentability opinion letter is incorporated into this Petition by reference with selected attachments that appear therewith. This opinion identifies the scope of the search as well as the most closely related prior art references.

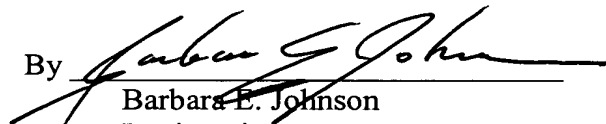
Also submitted herewith is an Information Disclosure Statement with an accompanying Form PTO-1449 and the references cited thereon.

A check in the amount of \$130.00 is submitted herewith to cover the Petition fee. However, the Commissioner for Patents is hereby authorized to charge any additional fees associated with this communication to our Deposit Account No. 23-0650. One (1) original and two (2) copies of this Petition are enclosed.

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON  
ORKIN & HANSON, P.C.

By



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